

**State of California
Office of Administrative Law**

In re:
California Gambling Control Commission

Regulatory Action:

Title 04, California Code of Regulations

Repeal sections: 12500, 12501, 12503,
12504, 12505, 12508,
12510, 12511, 12514,
APPENDIX C

NOTICE OF APPROVAL OF CHANGES
WITHOUT REGULATORY EFFECT

California Code of Regulations, Title 1,
Section 100

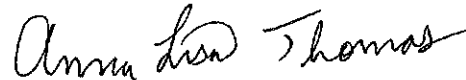
OAL Matter Number: 2024-0227-02

OAL Matter Type: Nonsubstantive (N)

This action repeals remote caller bingo regulations for lack of statutory authority due to Senate Bill 1304 (stats. 2014, Ch. 71) repealing Penal Code section 326.3 as of January 1, 2017.

OAL approves this change without regulatory effect as meeting the requirements of California Code of Regulations, title 1, section 100.

Date: April 10, 2024



Anna Thomas
Attorney

For: Kenneth J. Pogue
Director

Original: Stacey Luna Baxter, Executive
Director

Copy: Doris Pires

NOTICE PUBLICATION/REGULATORY ACTIONS SUBMISSION

STD. 400 (REV. 10/2019)

NONSUBSTANTIVE

For use by Secretary of State only

OAL FILE NUMBERS	NOTICE FILE NUMBER Z-	REGULATORY ACTION NUMBER 2024-0227-02N	EMERGENCY NUMBER
For use by Office of Administrative Law (OAL) only			
NOTICE		REGULATIONS	

ENDORSED - FILED
in the office of the Secretary of State
of the State of California

APR 10 2024
3:20 PM

OFFICE OF ADMIN. LAW
2024 FEB 27 PM 4:42

AGENCY WITH RULEMAKING AUTHORITY
California Gambling Control Commission

AGENCY FILE NUMBER (If any)
CGCC-GCA-2024-01-N

A. PUBLICATION OF NOTICE (Complete for publication in Notice Register)

1. SUBJECT OF NOTICE	TITLE(S)	FIRST SECTION AFFECTED	2. REQUESTED PUBLICATION DATE
3. NOTICE TYPE <input type="checkbox"/> Notice re Proposed Regulatory Action <input type="checkbox"/> Other	4. AGENCY CONTACT PERSON	TELEPHONE NUMBER	FAX NUMBER (Optional)
OAL USE ONLY	ACTION ON PROPOSED NOTICE <input type="checkbox"/> Approved as Submitted <input type="checkbox"/> Approved as Modified <input type="checkbox"/> Disapproved/Withdrawn	NOTICE REGISTER NUMBER	PUBLICATION DATE

B. SUBMISSION OF REGULATIONS (Complete when submitting regulations)

1a. SUBJECT OF REGULATION(S) Remote Caller Bingo	1b. ALL PREVIOUS RELATED OAL REGULATORY ACTION NUMBER(S)
---	--

2. SPECIFY CALIFORNIA CODE OF REGULATIONS TITLE(S) AND SECTION(S) (Including title 26, if toxics related)
SECTION(S) AFFECTED (List all section number(s) individually. Attach additional sheet if needed.)
TITLE(S) 4
ADOPT
AMEND
REPEAL
12500, 12501, 12503, 12504, 12505, APPENDIX C, and Sections 12508, 12510, 12511, 12514

PER AGENCY REQUEST 4/10/24 ALT

3. TYPE OF FILING			
<input type="checkbox"/> Regular Rulemaking (Gov. Code §11346)	<input type="checkbox"/> Certificate of Compliance: The agency officer named below certifies that this agency complied with the provisions of Gov. Code §§11346.2-11347.3 either before the emergency regulation was adopted or within the time period required by statute.	<input type="checkbox"/> Emergency Readopt (Gov. Code, §11346.1(h))	<input checked="" type="checkbox"/> Changes Without Regulatory Effect (Cal. Code Regs., title 1, §100)
<input type="checkbox"/> Resubmittal of disapproved or withdrawn nonemergency filing (Gov. Code §§11349.3, 11349.4)	<input type="checkbox"/> Resubmittal of disapproved or withdrawn emergency filing (Gov. Code, §11346.1)	<input type="checkbox"/> File & Print	<input type="checkbox"/> Print Only
<input type="checkbox"/> Emergency (Gov. Code, §11346.1(b))		<input type="checkbox"/> Other (Specify)	

4. ALL BEGINNING AND ENDING DATES OF AVAILABILITY OF MODIFIED REGULATIONS AND/OR MATERIAL ADDED TO THE RULEMAKING FILE (Cal. Code Regs. title 1, §44 and Gov. Code §11347.1)

5. EFFECTIVE DATE OF CHANGES (Gov. Code, §§ 11343.4, 11346.1(d); Cal. Code Regs., title 1, §100)			
<input type="checkbox"/> Effective January 1, April 1, July 1, or October 1 (Gov. Code §11343.4(a))	<input type="checkbox"/> Effective on filing with Secretary of State	<input checked="" type="checkbox"/> §100 Changes Without Regulatory Effect	<input type="checkbox"/> Effective other (Specify)

PER AGENCY REQUEST 4/10/24 ALT

6. CHECK IF THESE REGULATIONS REQUIRE NOTICE TO, OR REVIEW, CONSULTATION, APPROVAL OR CONCURRENCE BY, ANOTHER AGENCY OR ENTITY		
<input type="checkbox"/> Department of Finance (Form STD. 399) (SAM §6660)	<input type="checkbox"/> Fair Political Practices Commission	<input type="checkbox"/> State Fire Marshal
<input checked="" type="checkbox"/> Other (Specify) Department of Justice, Bureau of Gambling Control (for informational purposes only)		

7. CONTACT PERSON Doris Pires	TELEPHONE NUMBER 9162631362	FAX NUMBER (Optional)	E-MAIL ADDRESS (Optional) dpires@cgcc.ca.gov
----------------------------------	--------------------------------	-----------------------	---

8. I certify that the attached copy of the regulation(s) is a true and correct copy of the regulation(s) identified on this form, that the information specified on this form is true and correct, and that I am the head of the agency taking this action, or a designee of the head of the agency, and am authorized to make this certification.

For use by Office of Administrative Law (OAL) only

ENDORSED APPROVED

APR 10 2024

Office of Administrative Law

DocuSigned by: SIGNATURE OF AGENCY HEAD OR DESIGNEE Stacey Luna Baxter	DATE 2/27/2024
TYPED NAME AND TITLE OF SIGNATORY Stacey Luna Baxter, Executive Director	

1950

1951

1952

1953

1954

1955

1956

1957

THE UNIVERSITY OF CHICAGO

PHYSICS DEPARTMENT

1 **Article 3.—Remote Caller Bingo Interim Licenses and Interim Work Permits**

2
3 **§ 12500. Interim Licenses; Initial and Renewal; Conditions.**

4 ~~(a) An interim licensing process is established to further the legislative intent of avoiding~~
5 ~~disruption of fundraising efforts by nonprofit organizations as expressed in Business and~~
6 ~~Professions Code section 19850.6.~~

7 ~~(b) No person may perform in the capacity of a fiduciary or caller for the purposes of~~
8 ~~conducting remote caller bingo games unless that person has a valid interim license~~
9 ~~issued by the Commission pursuant to this article. A person may hold one of each license~~
10 ~~type simultaneously but shall not perform in the capacity of more than one during the~~
11 ~~same remote caller bingo game or session.~~

12 ~~(c) Any fiduciary or caller applying for an initial interim license shall submit the~~
13 ~~following to the Bureau:~~

14 ~~(1) Application for Interim License for Remote Caller Bingo, BGC 620 (Rev. 10/13),~~
15 ~~which is attached in Appendix C to this chapter.~~

16 ~~(2) A non-refundable application fee of \$50.00.~~

17 ~~(3) Completed Request for Live Scan Service, as referred to in subsection (d) of Section~~
18 ~~12112, including ATI Number, confirming that the applicant has submitted his or her~~
19 ~~fingerprints to the BCH for an automated criminal history check and response. The~~
20 ~~applicant is responsible for any fees necessary for the completion of this form.~~

21 ~~(d) Interim license approvals are subject to the following conditions:~~

22 ~~(1) An interim license shall be valid for one year from the date it is issued by the~~
23 ~~Commission and may be renewed if regulations specifying the criteria for a regular~~
24 ~~license have not been adopted.~~

25 ~~(2) Upon adoption of regulations specifying the criteria for a regular license, the~~
26 ~~Commission will notify the holder of the interim license of the requirement to submit a~~
27 ~~regular application package within 30 days of the effective date of the regulations. If a~~
28 ~~response has not been received within 30 days, the interim license will not be eligible for~~
29 ~~renewal.~~

30 ~~(3) Completed Request for Live Scan Service [California Department of Justice Form,~~
31 ~~BCIA 8016 (Rev. 05/18)], including ATI Number, confirming that the applicant has~~
32 ~~submitted his or her fingerprints to the BCH for an automated criminal history check and~~
33 ~~response.~~

34 ~~(4) Issuance of an interim license has no bearing on the question of whether the holder~~
35 ~~will qualify for issuance of any Commission permit, registration, or license. The interim~~
36 ~~license will be cancelled in the event that the Commission subsequently determines that~~
37 ~~the applicant does not qualify for a regular license.~~

38 ~~(5) If, during the term of an interim license, it is determined that the holder is disqualified~~
39 ~~pursuant to Section 12501, the Executive Director shall prepare an order to show cause~~
40 ~~why that interim license should not be cancelled. The holder of the interim license shall~~
41 ~~be given at least 30 days, but not more than 90 days, to respond in writing. After receipt~~
42 ~~of the holder's response, or if the holder fails to respond in the time specified, the matter~~
43 ~~shall be set for consideration at a noticed Commission meeting. The holder may address~~

Additions in underline; deletions in ~~strikethrough~~

Revision Date: 2/27/2024

1 the Commission by way of an oral statement at the Commission meeting, and may
2 request an evidentiary hearing, either in writing not less than ten days prior to the meeting
3 or at the meeting itself. Any evidentiary hearing shall be conducted in accordance with
4 applicable provisions of subsection (b) of Section 12050 of this division:

5 (e) Any fiduciary or caller applying for a renewal interim license shall submit the
6 following to the Bureau no later than 90 days prior to expiration of that license:

7 (1) Application for Interim License for Remote Caller Bingo, BGC-620, referred to in
8 paragraph (1) of subsection (c):

9 (2) A non-refundable application fee of \$50.00.

10 (f) Each application for an initial or renewal interim license shall be reviewed and, if
11 found to be complete and correct, shall be set for consideration at a noticed Commission
12 meeting. If the application does not satisfy the requirements of this article, the applicant
13 shall be provided a written list of deficiencies.

14 (g) A renewal interim license shall be valid for one year from the date of approval of the
15 renewal application or from the expiration of the prior interim license, whichever is later.

16
17 NOTE: Authority cited: Section 19850.5, Business and Professions Code; and Section 326.3, Penal Code.
18 Reference: Section 19850.5, Business and Professions Code; and Section 326.3, Penal Code.

19
20 **§ 12501. Interim License Denial; Applicant Disqualification.**

21 (a) An application for an interim license shall be denied by the Commission if either of
22 the following applies:

23 (1) The applicant meets any of the criteria for mandatory disqualification in subdivisions
24 (b) through (f) of section 19859 of the Business and Professions Code.

25 (2) The applicant, if an individual, is less than 18 years of age.

26
27 NOTE: Authority cited: Sections 19850.5, 19850.6 and 19859, Business and Professions Code; and
28 Sections 326.3 and 326.5, Penal Code. Reference: Sections 19850.5, 19850.6 and 19859, Business and
29 Professions Code; and Sections 326.3 and 326.5, Penal Code.

30
31 **§ 12503. Interim Work Permits; Initial and Renewal; Conditions.**

32 (a) No person may act in the capacity of an employee, as defined in subsection (b) of
33 section 12480, without a current interim work permit issued by the Commission pursuant
34 to this article or by a city, county, or city and county:

35 (b) Any employee applying for a remote caller bingo interim work permit shall submit
36 the following to the Bureau:

37 (1) Application for Interim Work Permit for Remote Caller Bingo, BGC-622 (Rev.
38 04/13), which is attached in Appendix C.

39 (2) A non-refundable application fee of \$50.00.

40 (3) A completed Request for Live Scan Service, as referred to in subsection (d) of Section
41 12112, including ATI Number, confirming that the applicant has submitted his or her
42 fingerprints to the BCH for an automated criminal history check and response. The
43 applicant is responsible for any fees necessary for the completion of this form.

44 (c) An interim work permit is subject to the following conditions:

Additions in underline; deletions in ~~strikethrough~~

Revision Date: 2/27/2024

1 ~~(1) An interim work permit shall be valid for one year from the date it is issued by the~~
2 ~~Commission and may be renewed if regulations specifying the criteria for a regular work~~
3 ~~permit have not been adopted.~~

4 ~~(2) Upon adoption of regulations specifying the criteria for a regular work permit, the~~
5 ~~Commission will notify the holder of the interim work permit of the requirement to~~
6 ~~submit a regular application package within 30 days of the effective date of the~~
7 ~~regulations. If a response has not been received within 30 days, the interim work permit~~
8 ~~will not be eligible for renewal.~~

9 ~~(3) An interim work permit does not obligate the Commission to issue a regular work~~
10 ~~permit nor does it create a vested right in the holder to either a renewal of the interim~~
11 ~~work permit or the granting of a subsequent regular work permit.~~

12 ~~(4) Issuance of an interim work permit has no bearing on the question of whether the~~
13 ~~holder will qualify for issuance of any Commission permit, registration, or license. The~~
14 ~~interim work permit will be cancelled in the event that the Commission subsequently~~
15 ~~determines that the applicant does not qualify for issuance for any Commission permit,~~
16 ~~registration, or license.~~

17 ~~(5) If, during the term of an interim work permit, it is determined that the holder is~~
18 ~~disqualified pursuant to Section 12504, the Executive Director shall prepare an order to~~
19 ~~show cause why that interim work permit should not be cancelled. The holder of the~~
20 ~~interim work permit shall be given at least 30 days, but not more than 90 days, to respond~~
21 ~~in writing. After receipt of the holder's response, or if the holder fails to respond in the~~
22 ~~time specified, the matter shall be set for consideration at a noticed Commission meeting.~~
23 ~~The holder may address the Commission by way of an oral statement at the Commission~~
24 ~~meeting, and may request an evidentiary hearing, either in writing not less than ten days~~
25 ~~prior to the meeting or at the meeting itself. Any evidentiary hearing shall be conducted~~
26 ~~in accordance with applicable provisions of subsection (b) of Section 12050 of this~~
27 ~~division.~~

28 ~~(d) Any employee applying for renewal of a remote caller bingo interim work permit~~
29 ~~shall submit the following to the Bureau no later than 90 days prior to expiration of the~~
30 ~~work permit:~~

31 ~~(1) Application for Interim Work Permit for Remote Caller Bingo, BGC 622, referred to~~
32 ~~in paragraph (1) of subsection (b).~~

33 ~~(2) A non-refundable application fee of \$50.00.~~

34 ~~(e) Each application for an initial or renewal interim work permit shall be reviewed and,~~
35 ~~if found to be complete and correct, shall be set for consideration at a noticed~~
36 ~~Commission meeting. If the application does not satisfy the requirements of this article,~~
37 ~~the applicant shall be provided a written list of the deficiencies.~~

38 ~~(f) A renewal interim work permit shall be valid for up to one year from the date of~~
39 ~~approval of the renewal application or from the expiration of the prior interim work~~
40 ~~permit, whichever is later.~~

41
42 NOTE: Authority cited: Sections 19850.5 and 19850.6, Business and Professions Code; and Section 326.3,
43 Penal Code. Reference: Sections 19850.5 and 19850.6, Business and Professions Code; and Section 326.3,
44 Penal Code.

Additions in underline; deletions in ~~strikethrough~~

Revision Date: 2/27/2024

1 **~~§ 12504. Interim Work Permit Denial; Applicant Disqualification.~~**

2 (a) ~~An application for an interim work permit shall be denied by the Commission if either~~
3 ~~of the following applies:~~

4 ~~(1) The applicant meets any of the criteria for mandatory disqualification in subdivisions~~
5 ~~(b) through (f) of section 19859 of the Business and Professions Code.~~

6 ~~(2) The applicant, if an individual, is less than 18 years of age.~~

7
8 NOTE: Authority cited: Sections 19850.5, 19850.6, and 19859, Business and Professions Code; Sections
9 326.3 and 326.5, Penal Code. Reference: Sections 19850.5, 19850.6, and 19859, Business and Professions
10 Code; Sections 326.3 and 326.5, Penal Code.

11
12 **~~§ 12505. Authorization of Organizations Conducting Remote Caller Bingo Games.~~**

13 (a) ~~No organization may conduct remote caller bingo games in this state unless it has~~
14 ~~been authorized by the Commission pursuant to this article.~~

15 (b) ~~Any organization requesting initial authorization by the Commission shall:~~

16 ~~(1) Meet the requirements specified in section 326.3(b)(1-5) of the Penal Code.~~

17 ~~(2) Submit to the Bureau a Statement of Eligibility to Conduct Remote Caller Bingo,~~
18 ~~BGC-618 (Rev. 10/13), which is attached in Appendix C to this Chapter.~~

19 ~~(3) Submit a non-refundable processing fee of \$50.00.~~

20 (c) ~~An organization authorized by the Commission shall annually submit the following to~~
21 ~~the Bureau within 120 calendar days after the close of the organization's fiscal year:~~

22 ~~(1) A Statement of Eligibility to Conduct Remote Caller Bingo, BGC-618, referred to in~~
23 ~~paragraph (2) of subsection (b), specifying any changes in the information included in the~~
24 ~~organization's last statement of eligibility filed with the Bureau.~~

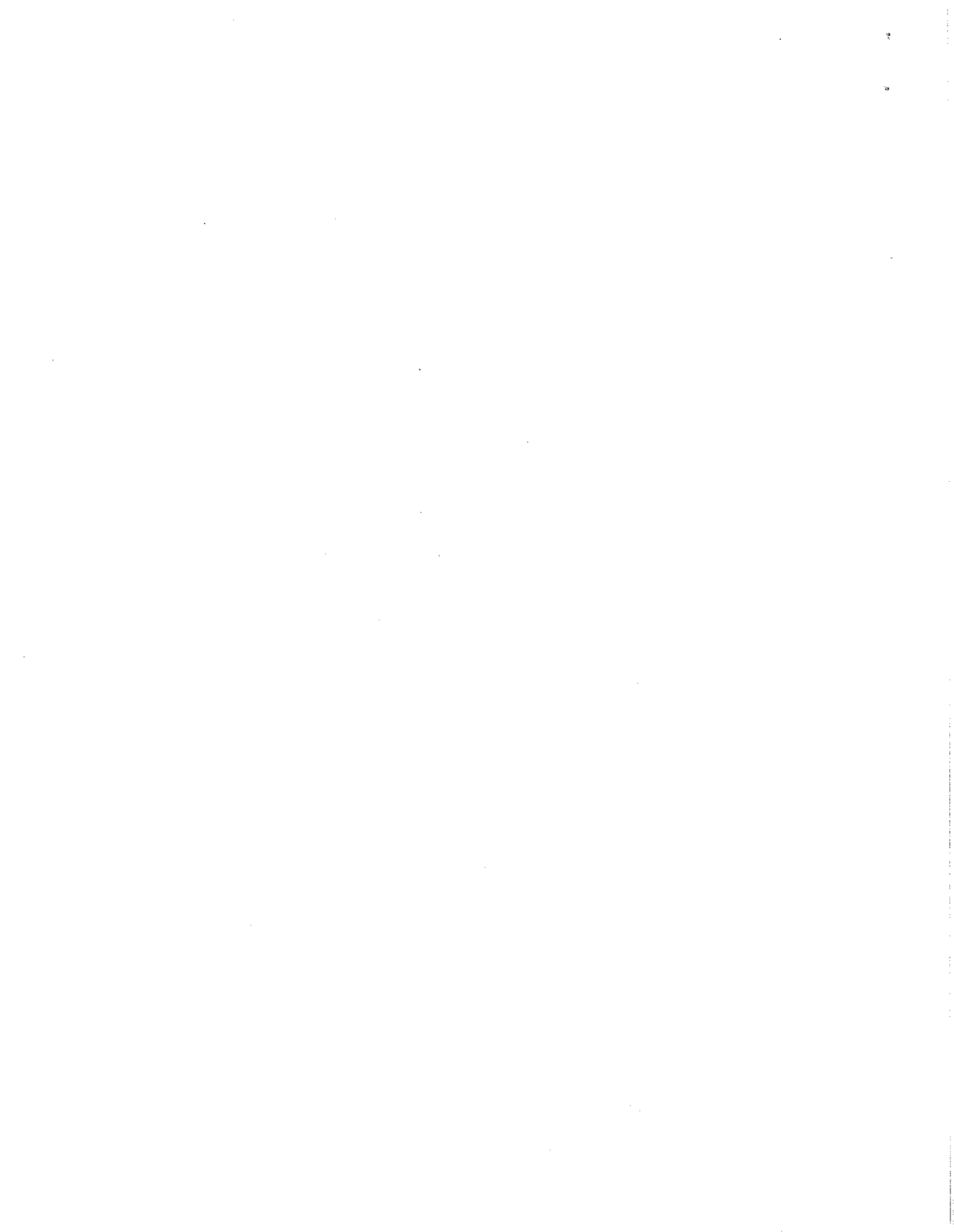
25 ~~(2) A non-refundable processing fee of \$25.00.~~

26 (d) ~~Each statement received pursuant to subsection (b) shall be reviewed and, if found to~~
27 ~~be complete and correct, shall be set for consideration at a noticed Commission meeting.~~

28 ~~If the statement does not satisfy the requirements of this article, the applicant shall be~~
29 ~~provided a written list of the deficiencies. The Commission reserves the right to refuse~~
30 ~~authorization to any organization that does not meet the requirements specified in~~
31 ~~subsection (b).~~

32
33 NOTE: Authority cited: Section 19850.5, Business and Professions Code; and Section 326.3, Penal Code.
34 Reference: Section 19850.5, Business and Professions Code; and Section 326.3, Penal Code.

Appendix C





ADDITIONAL REPEAL

STATEMENT OF ELIGIBILITY TO CONDUCT REMOTE CALLER BINGO

BGC-618 (Rev. 10/13)

Pursuant to California Code of Regulations, Title 4, Section 12505 and California Penal Code (PC) section 326.3(b), remote caller bingo games may only be conducted by organizations that meet specific criteria. Those eligible organizations must be authorized to conduct remote caller bingo games by the California Gambling Control Commission (Commission) pursuant to PC section 326.3(j)(4).

Instructions:

Type or print legibly, in ink, all information requested on this statement. If a question does not apply, write "N/A" (Not Applicable). Incomplete statements will be returned. You must provide truthful information in all your responses. All answers to questions on this statement and on all supplemental documentation will be subject to verification.

Send the completed statement package with required fees (listed below) to: **Bureau of Gambling Control, P.O. Box 168024, Sacramento, CA 95816-8024.** Please make all checks payable to the Bureau of Gambling Control.

SECTION 1 – STATEMENT OF ELIGIBILITY TYPE

Initial Statement: \$50.00 (non-refundable fee)

Submit the following documents with your completed statement:

- ✓ Founding documents (i.e. Articles of Incorporation, bylaws, constitution, articles of association, trust instrument or will and decree of final distribution, or statement describing your operations and charitable purpose.)
- ✓ Copy of Certificate of Determination of Exemption from the Franchise Tax Board.
- ✓ Organization chart or a listing of the names and titles of trustees, directors, and officers

Annual Statement: \$25.00 (non-refundable fee)

1) Have there been any changes to the organization's eligibility since last filing a statement?

- Yes: Complete all sections and attach any amended documents, if applicable.
- No: Complete section 1, 2, and 5 only

SECTION 2 – ORGANIZATION INFORMATION

Name of Authorized Organization _____

Street Address of Principal Office _____ City _____ State _____ Zip _____

Mailing Address (if different than street address) _____ City _____ State _____ Zip _____

Telephone Number ()	Fax Number ()	Business Hours
-------------------------	-------------------	----------------

Provide at least one of the following:

Federal Tax Identification Number: _____ Corporate Number: _____
 Charitable Trust Number: _____ Organization Number: _____

What fiscal year does the organization use?

- Calendar year (January – December)
- Other: From: _____ To: _____

SECTION 3 - ORGANIZATION ELIGIBILITY

1. Mark the box to indicate how the organization is eligible to conduct remote caller bingo.

<input type="checkbox"/> Mobilehome park association	<input type="checkbox"/> Senior citizens organization			
<input type="checkbox"/> Charitable organizations affiliated with a school district				
<input type="checkbox"/> Exempted from the payment of taxes by the following Revenue and Taxation Code section:				
<input type="checkbox"/> 23701a	<input type="checkbox"/> 23701b	<input type="checkbox"/> 23701d	<input type="checkbox"/> 23701e	<input type="checkbox"/> 23701f
<input type="checkbox"/> 23701g	<input type="checkbox"/> 23701k	<input type="checkbox"/> 23701l	<input type="checkbox"/> 23701w	

2. Provide the date the organization was incorporated or was established: _____
 Note: The organization must be in existence for at least three years to be eligible to conduct remote caller bingo.

3. Provide the local agency that licenses or authorizes the organization to conduct bingo as specified in section 326.5(l) of the Penal Code. If additional space is needed, attach a separate sheet of paper.
 Agency Name: _____
 License Number: _____ Expiration Date: _____

4. Provide the charitable purpose for which the remote caller bingo game receipts will be used.

5. What is the primary purpose for which the organization is organized?

SECTION 4 - AUTHORIZED REPRESENTATIVE INFORMATION

The organization must assign an authorized representative to represent the organization on matters related to the conduct of remote caller bingo games.

Last Name	First Name	Middle Initial
Relationship to Organization: <input type="checkbox"/> Attorney <input type="checkbox"/> Member <input type="checkbox"/> Employee <input type="checkbox"/> Other: _____		
Business Name, if applicable		E-mail Address (if any)
Mailing Address	City	State Zip
Telephone Number ()	Cell Phone Number (if any) ()	Fax Number ()

SECTION 5 - CERTIFICATION/SIGNATURE

The highest ranking officer of the organization must sign on behalf of the organization.

I certify under penalty of perjury under the laws of the State of California that I have personally completed this form and know its contents, the information contained herein and in any attachments, is true, accurate, and complete.

Signature	
Title	Date



REPEAL

APPLICATION FOR INTERIM LICENSE FOR REMOTE CALLER BINGO

BGC-620 (Rev. 10/13)

Pursuant to California Code of Regulations, Title 4, Section 12500 and California Penal Code section 326.3(q)(1) and (u)(2), the California Gambling Control Commission (Commission) shall license persons having fiduciary responsibility for remote caller bingo games and bingo callers.

Instructions:

Type or print legibly, in ink, all information requested on this application. If a question does not apply, write "N/A" (Not Applicable). Incomplete applications will be returned. You must provide truthful information in all your responses. All answers to questions in this application and on all supplemental documentation will be subject to verification. Any misrepresentation or failure to disclose information may constitute sufficient cause for denial or revocation of your remote caller bingo interim license.

Applicants must submit fingerprints via Live Scan by following the steps listed below.

- 1) Locate and call a Live Scan provider. Determine if an appointment is required and the preferred method of payment (e.g., cash, cashier's check, etc.). Applicants must pay the cost associated with the processing and transmitting of his/her fingerprints directly to the agency providing the service. Fees vary by provider.
- 2) Take the Request for Live Scan Service form, BCII 8016, to a Live Scan provider. The provider will process the fingerprints via Live Scan.
- 3) After the fingerprints have been taken, attach a copy of the Request for Live Scan Service form to this application confirming that fingerprints have been submitted.

Send the completed application package with required fees (listed below) to: **Bureau of Gambling Control, P.O. Box 168024, Sacramento, CA 95816-8024.** Please make all checks payable to the Bureau of Gambling Control.

SECTION 1 – REMOTE CALLER BINGO INTERIM LICENSE	
Name of Applicant	Name of Authorized Organization or Vendor
<input type="checkbox"/> Initial Interim License: \$50.00 (non-refundable fee, per license type) <u>Attach:</u> Completed Request for Live Scan Service, BCII 8016	
<input type="checkbox"/> Renewal Interim License: \$50.00 (non-refundable fee, per license type)	
SECTION 2 – REMOTE CALLER BINGO INTERIM LICENSE TYPE	
<input type="checkbox"/> Fiduciary: Is an individual who is designated in writing by an authorized organization to manage the finances of the organization's remote caller bingo operation for the benefit of the organization rather than the benefit of the designated individual, exercising the highest level of good faith, loyalty, and diligence.	
<input type="checkbox"/> Caller: Is an individual who is present at a host game site and who announces the numbers or symbols from randomly drawn plastic balls.	

REPEAL

SECTION 3a - APPLICANT INFORMATION

Indicate your association with the authorized organization or vendor. (Check all that apply)

- | | | | |
|---|--|------------------------------------|---------------------------------------|
| <input type="checkbox"/> Officer | <input type="checkbox"/> Treasurer | <input type="checkbox"/> Volunteer | <input type="checkbox"/> Other: _____ |
| <input type="checkbox"/> Executive Director | <input type="checkbox"/> Director | <input type="checkbox"/> Employee | |
| <input type="checkbox"/> President | <input type="checkbox"/> General Manager | <input type="checkbox"/> Trustor | |
| <input type="checkbox"/> Vice-President | <input type="checkbox"/> Member | <input type="checkbox"/> Trustee | |

Last Name	First Name	Middle Initial
-----------	------------	----------------

Other names you have used or been known by (aliases, maiden name, nicknames, other name changes, legal or otherwise)

*Residence Address – Number/Street	Apt. / Unit Number
------------------------------------	--------------------

City	County	State	Zip Code
------	--------	-------	----------

*Mailing Address, if different than above

Contact Numbers

Home: ()	Work: ()	Cell: ()
---------------	---------------	---------------

E-mail Address (if any)

Birthdate (mm/dd/yyyy)	Gender <input type="checkbox"/> Male <input type="checkbox"/> Female	**Social Security Number
------------------------	---	--------------------------

SECTION 3b - GENERAL APPLICANT INFORMATION

If you answer "yes" to any of the questions, provide an explanation on a separate sheet of paper.
If this is an application for renewal, you are only required to provide information not previously disclosed.

- | | |
|---|--|
| <p>1. Have you been issued a gaming license, certificate, permit, etc. by any tribal, county, city, state, federal, or international agency?</p> <p style="margin-left: 20px;">If yes, attach a listing of the gaming agency name, issue date and expiration date.</p> | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| <p>2. Have you ever been convicted of any crime (misdemeanor or felony), including convictions which you pled "no contest" or "nolo contendere?"</p> <p style="margin-left: 20px;">If yes, provide the following information for each conviction:</p> <ul style="list-style-type: none"> a. Date of conviction b. Crime convicted of c. Court location (city and state) d. Penalty received | <input type="checkbox"/> Yes <input type="checkbox"/> No |

SECTION 4 – AUTHORIZED REPRESENTATIVE INFORMATION
 Complete this section *only* if you choose to designate someone to represent you concerning your application or other matters regarding licensure.

REPEAL

Last Name		First Name	Middle Initial
Relationship to Applicant: <input type="checkbox"/> Attorney <input type="checkbox"/> Employee <input type="checkbox"/> Other: _____			
Business Name, if applicable		E-mail Address (if any)	
Mailing Address			
Telephone Number ()	Cell Phone Number (if any) ()	Fax Number ()	

SECTION 5 – CERTIFICATION / SIGNATURE

I certify under penalty of perjury under the laws of the State of California that I have personally completed this form and know its contents, the information contained herein and in any attachments, is true, accurate, and complete. I also understand that approval of an interim license is subject to the following conditions:

- (1) An interim license shall be valid for one year from the date it is issued by the Commission and may be renewed if regulations specifying the criteria for a regular license have not been adopted.*
- (2) Upon adoption of regulations specifying the criteria for a regular license, the Bureau will notify the holder of the interim license of the requirement to submit a regular application package within 30 days of the effective date of the regulations. If a response has not been received within 30 days, the interim license will not be eligible for renewal.*
- (3) An interim license does not obligate the Commission to issue a regular license nor does it create a vested right in the holder to either a renewal of the interim license or to the granting of a subsequent regular license.*
- (4) Issuance of an interim license has no bearing on the question of whether the holder will qualify for issuance of any Commission permit, registration, or license. The interim license will be cancelled in the event that the Commission subsequently determines that the applicant does not qualify for a regular license.*
- (5) If, during the term of an interim license, it is determined that the holder is disqualified pursuant to Section 12501, the Executive Director shall prepare an order to show cause why that interim license should not be cancelled. The holder of the interim license shall be given at least 30 days, but not more than 90 days, to respond in writing. After receipt of the holder's response, or if the holder fails to respond in the time specified, the matter shall be set for consideration at a noticed Commission meeting. The holder may address the Commission by way of an oral statement at the Commission meeting, and may request an evidentiary hearing, either in writing not less than ten days after the meeting or at the meeting itself.*

Signature	Date
-----------	------

* You must provide your residence address to the Bureau. Unless a separate mailing address is provided, the Bureau will mail all correspondence to your residence address. Your residence address will not be displayed on the Bureau's website and will not be provided to the public as a result of a request pursuant to the Public Records Act (Government Code section 6250 et seq.) or Business and Professions Code section 19821(b).

** Disclosure of your U.S. social security number is mandatory. Business and Professions Code section 30 and Public Law 94-455 (42 USC section 405(c)(2)(C)) authorize collection of your social security number. Your social security number will be used exclusively for tax enforcement purposes, for purposes of compliance with any judgment or order for family support in accordance with Family Code section 17520 or for verification of licensure. If you fail to disclose your social security number, your application will not be processed and you will be reported to the Franchise Tax Board, which may assess a \$100 penalty against you.

Effective July 1, 2012, the California Gambling Control Commission is required to deny an application and to suspend the license/registration/permit/approval of any applicant or licensee who has outstanding state tax obligations and appears on either the Franchise Tax Board's or Board of Equalization's certified list of the top 500 tax delinquencies over \$100,000 (Business and Professions Code section 494.5).

11/11/11



REPEAL

APPLICATION FOR INTERIM WORK PERMIT FOR REMOTE CALLER BINGO

BGC-622 (Rev. 04/13)

Pursuant to California Code of Regulations, Title 4, Section 12503 and California Penal Code section 326.3(r) any person who conducts remote caller bingo and is paid a fee for performing any administrative, managerial, technical, financial, or security duties shall apply for, obtain, and maintain a valid interim work permit.

Instructions:

Type or print legibly, in ink, all information requested on this application. If a question does not apply, write "N/A" (Not Applicable). Incomplete applications will be returned. You must provide truthful information in all your responses. All answers to questions in this application and on all supplemental documentation will be subject to verification. Any misrepresentation or failure to disclose information may constitute sufficient cause for denial or revocation of your remote caller bingo interim work permit.

Send the completed application package with required fees (listed below) to: Bureau of Gambling Control, P.O. Box 168024, Sacramento, CA 95816-8024. Please make all checks payable to the Bureau of Gambling Control.

SECTION 1 – REMOTE CALLER BINGO INTERIM WORK PERMIT	
Name of Applicant	Name of Authorized Organization or Vendor
<input type="checkbox"/> Initial Interim Work Permit: \$50.00 (non-refundable fee, per application) <u>Fingerprints must be submitted via Live Scan as follows:</u> <ol style="list-style-type: none"> 1) Locate and call a Live Scan provider. Determine if an appointment is required and the preferred method of payment (e.g., cash, cashier's check, etc.). Applicants must pay the cost associated with the processing and transmitting of his/her fingerprints directly to the agency providing the service. Fees vary by provider. 2) Take the Request for Live Scan Service form, BCII 8016, to a Live Scan provider. The provider will process the fingerprints via Live Scan. 3) After the fingerprints have been taken, attach a copy of the Request for Live Scan Service form to this application confirming that fingerprints have been submitted. 	
<input type="checkbox"/> Renewal Interim Work Permit: \$50.00 (non-refundable fee, per application)	

SECTION 2 - EMPLOYMENT DUTIES

REPEAL

Indicate your association with the authorized organization or vendor. (Check all that apply)

Employee Member Other: _____

Indicate category of employment duties. (Check all that apply)

Administrative Managerial Technical
 Financial Security

Provide a brief description of your duties relating to the conduct of remote caller bingo operations:

SECTION 3a - APPLICANT INFORMATION

Last Name First Name Middle Initial

Other names you have used or been known by (aliases, maiden name, nicknames, other name changes, legal or otherwise)

*Residence Address - Number/Street Apt. / Unit Number

City County State Zip Code

*Mailing Address, if different than above

Contact Numbers

Home: () Work: () Cell: ()

E-mail Address (if any)

Birthdate (mm/dd/yyyy)

Gender

Male Female

**Social Security Number

SECTION 3b - GENERAL APPLICANT INFORMATION

If you answer "yes" to any of the questions, provide an explanation on a separate sheet of paper.
 If this is an application for renewal, you are only required to provide information not previously disclosed.

- | | |
|---|--|
| <p>1. Have you been issued a gaming license, certificate, permit, etc. by any tribal, county, city, state, federal, or international agency?
 If yes, attach a listing of the gaming agency name, issue date and expiration date</p> | <p><input type="checkbox"/> Yes <input type="checkbox"/> No</p> |
| <p>2. Have you ever been convicted of any crime (misdemeanor or felony), including convictions which you pled "no contest" or "nolo contendere?"
 If yes, provide the following information for each conviction:
 a. Date of conviction
 b. Crime convicted of
 c. Court location (city and state)
 d. Penalty received</p> | <p><input type="checkbox"/> Yes <input type="checkbox"/> No</p> |

REPEAL

SECTION 4 – AUTHORIZED REPRESENTATIVE INFORMATION

Complete this section *only* if you choose to designate someone to represent you concerning your application or other matters regarding licensure.

Last Name		First Name		Middle Initial
Relationship to Applicant: <input type="checkbox"/> Attorney <input type="checkbox"/> Employee <input type="checkbox"/> Other: _____				
Business Name, if applicable			E-mail Address (if any)	
Mailing Address				
Telephone Number ()		Cell Phone Number (if any) ()		Fax Number ()

SECTION 5 – CERTIFICATION / SIGNATURE

I certify under penalty of perjury under the laws of the State of California that I have personally completed this form and know its contents, the information contained herein and in any attachments, is true, accurate, and complete. I also understand that approval of an interim work permit is subject to the following conditions:

- (1) An interim work permit shall be valid for one year from the date it is issued by the Commission and may be renewed if regulations specifying the criteria for a regular work permit have not been adopted.
- (2) Upon adoption of regulations specifying the criteria for a regular work permit, the Bureau will notify the holder of the interim work permit of the requirement to submit a regular application package within 30 days of the effective date of the regulations. If a response has not been received within 30 days, the interim work permit will not be eligible for renewal.
- (3) An interim work permit does not obligate the Commission to issue a regular work permit nor does it create a vested right in the holder to either a renewal of the interim work permit or the granting of a subsequent regular work permit.
- (4) Issuance of an interim work permit has no bearing on the question of whether the holder will qualify for issuance of any Commission permit, registration, or license. The interim work permit will be cancelled in the event that the Commission subsequently determines that the applicant does not qualify for a regular work permit.
- (5) If, during the term of an interim work permit, it is determined that the holder is disqualified pursuant to Section 12504, the Executive Director shall prepare an order to show cause why that work permit should not be cancelled. The holder of the interim work permit shall be given at least 30 days, but not more than 90 days, to respond in writing. After receipt of the holder's response, or if the holder fails to respond in the time specified, the matter shall be set for consideration at a noticed Commission meeting. The holder may address the Commission by way of an oral statement at the Commission meeting, and may request an evidentiary hearing, either in writing not less than ten days prior to the meeting or at the meeting itself.

Signature	Date
-----------	------

* You must provide your residence address to the Bureau. Unless a separate mailing address is provided, the Bureau will mail all correspondence to your residence address. Your residence address will not be displayed on the Bureau's website and will not be provided to the public as a result of a request pursuant to the Public Records Act (Government Code section 6250 et seq.) or Business and Professions Code section 19821(b).

** Disclosure of your U.S. social security number is mandatory. Business and Professions Code section 30 and Public Law 94-455 (42 USC section 405(c)(2)(C)) authorize collection of your social security number. Your social security number will be used exclusively for tax enforcement purposes, for purposes of compliance with any judgment or order for family support in accordance with Family Code section 17520 or for verification of licensure. If you fail to disclose your social security number, your application will not be processed and you will be reported to the Franchise Tax Board, which may assess a \$100 penalty against you.

Effective July 1, 2012, the California Gambling Control Commission is required to deny an application and to suspend the license/registration/permit/approval of any applicant or licensee who has outstanding state tax obligations and appears on either the Franchise Tax Board's or Board of Equalization's certified list of the top 500 tax delinquencies over \$100,000 (Business and Professions Code section 494.5).

10-11-13

1 **§ 12508. Remote Caller Bingo Requirements.**

2 ~~(a) An organization conducting remote caller bingo shall have been authorized by the~~
3 ~~Commission pursuant to Section 12505.~~

4 ~~(b) Any vendor providing remote caller bingo services must have a valid interim license~~
5 ~~issued pursuant to Section 12492.~~

6 ~~(c) Organizations and vendors shall retain records in connection with their remote caller~~
7 ~~bingo games for a period of five (5) years. Records shall be maintained in California,~~
8 ~~written in English and must include the following:~~

9 ~~(1) Full and accurate records of the income received and expenses disbursed in~~
10 ~~connection with the operation, conduct, promotion, supervision, and any other related~~
11 ~~activity of remote caller bingo games. Those records shall be maintained in accordance~~
12 ~~with generally accepted principles of accounting.~~

13 ~~(2) Full and accurate records of the names and license or permit numbers, if applicable,~~
14 ~~of all organization members, including any volunteers, and any employees conducting or~~
15 ~~providing remote caller bingo services.~~

16 ~~(d)(1) The records kept by vendors, pursuant to paragraph (1) of subsection (c), shall be~~
17 ~~audited by an independent California certified public accountant at least annually, and~~
18 ~~copies of the audit reports shall be provided to the Bureau within 120 days after the close~~
19 ~~of the vendor's fiscal year.~~

20 ~~(2) The records kept by organizations, pursuant to paragraph (1) of subsection (c), shall~~
21 ~~be audited by an independent California certified public accountant at least annually, and~~
22 ~~copies of the audit reports shall be provided to the Bureau within 60 days after~~
23 ~~completion of the audit report.~~

24 ~~(e) In addition to the requirements of subsections (c) and (d), the following requirements~~
25 ~~shall apply to organizations that conduct remote caller bingo:~~

26 ~~(1) The operation of remote caller bingo may not be the primary purpose for which the~~
27 ~~organization is formed.~~

28 ~~(2) The receipts of the game shall be used only for charitable purposes. The organization~~
29 ~~conducting the game shall determine the disbursement of the net receipts of the game.~~

30 ~~(3) Within 30 days after the end of each calendar quarter, each organization authorized to~~
31 ~~conduct remote caller bingo games shall submit to the Bureau a loan reimbursement~~
32 ~~payment, as prescribed by paragraph (2) of subdivision (d) of section 326.4 of the Penal~~
33 ~~Code, for reimbursement of the loan from the Indian Gaming Special Distribution Fund~~
34 ~~to the Charity Bingo Mitigation Fund, the amount of which shall be based on the gross~~
35 ~~revenues from all remote caller bingo games conducted by the organization during the~~
36 ~~calendar quarter for which the payment is submitted.~~

37 ~~(f) An organization authorized to conduct remote caller bingo games shall provide the~~
38 ~~Bureau and local law enforcement with at least 30 days advance written notice of its~~
39 ~~intent to conduct those games. The notice shall include all of the following:~~

40 ~~(1) The legal name of the organization and the address of record of the agent upon who~~
41 ~~legal notice may be served.~~

42 ~~(2) The locations of the caller and remote players, whether the property is owned by the~~
43 ~~organization or donated, and if donated, by whom.~~

- 1 ~~(3) The name of the licensed caller, and the name of the site manager.~~
2 ~~(4) The names of administrative, managerial, technical, financial, and security personnel~~
3 ~~employed.~~
4 ~~(5) The name of the vendor and any person or entity maintaining the equipment used to~~
5 ~~operate and transmit the game.~~
6 ~~(6) The name of the person designated as having a fiduciary responsibility for the game.~~
7 ~~(7) The license numbers of all persons who are required to be licensed.~~
8 ~~(8) A copy of the local ordinance for each city, county or city and county in which the~~
9 ~~game will be played.~~
10 ~~(9) A copy of the license issued to the organization pursuant to subdivision (f) of section~~
11 ~~326.5 of the Penal Code.~~

12
13 NOTE: Authority cited: Section 19850.5, Business and Professions Code; and Sections 326.3 and 326.4,
14 Penal Code. Reference: Sections 326.3 and 326.4, Penal Code.

15
16 **~~§ 12510. Cosponsor Requirements.~~**

17 ~~The following requirements related to cosponsor agreements shall be in place for each~~
18 ~~remote caller bingo game.~~

19 ~~(a) Except as provided in subsection (b), an organization shall not cosponsor a remote~~
20 ~~caller bingo game with one or more other organizations unless one of the following is~~
21 ~~true:~~

22 ~~(1) All of the cosponsors are affiliated under the master charter or articles and bylaws of a~~
23 ~~single organization.~~

24 ~~(2) All of the cosponsors are affiliated through an organization described in Penal Code~~
25 ~~section 326.3(b)(1), and have the same Internal Revenue Service activity code.~~

26 ~~(b) No more than ten (10) unaffiliated organizations may enter into a cosponsor~~
27 ~~agreement and the remote caller bingo game shall not have more than ten (10) locations.~~

28 ~~(c) An organization shall not conduct remote caller bingo more than one day per week.~~

29 ~~(d) Copies of cosponsor agreements shall be forwarded to the Commission ten (10) days~~
30 ~~before sponsoring or operating any remote caller bingo game.~~

31 ~~(e) Cosponsor agreements shall contain language requiring the cosponsors to comply~~
32 ~~with the standards of play adopted by the organization.~~

33 ~~(f) Cosponsor agreements shall contain language requiring the cosponsors to comply with~~
34 ~~any regulations adopted by the Commission.~~

35
36 NOTE: Authority cited: Sections 19850.5 and 19850.6, Business and Professions Code; and Section 326.3,
37 Penal Code. Reference: Section 326.3(n), Penal Code.

38
39 **~~§ 12511. Standards of Play for Remote Caller Bingo.~~**

40 ~~(a) Prior to conducting a remote caller bingo game, the organization shall submit to the~~
41 ~~Commission the controls, methodology, and standards of game play, including the~~
42 ~~equipment used to select bingo numbers and create or originate cards, control or~~
43 ~~maintenance, distribution to participating locations, and distribution to the players.~~

- 1 (b) The controls, methodologies, and standards shall be subject to prior approval by the
2 Commission, provided that controls shall be deemed approved by the Commission after
3 90 days from the date of submission unless disapproved.
- 4 (c) No person may operate, supervise, or staff a remote caller bingo game unless that
5 person is a member of the authorized organization or they have been approved by the
6 Commission to work in an administrative, managerial, technical, financial, or security
7 personnel capacity.
- 8 (d) The following standards related to the location of play shall be in place for each
9 remote caller bingo game.
- 10 (1) A remote caller bingo game shall not include any site that is not located within the
11 state of California.
- 12 (2) Games shall be conducted only on property that is owned or leased by the
13 organization or donated to the organization.
- 14 (3) Games are to be open to the public, not just to the members of the authorized
15 organization.
- 16 (e) The following standards related to bingo prizes shall be in place for each remote caller
17 bingo game.
- 18 (1) Every game shall be played until a winner is declared.
- 19 (2) Prizes awarded during the conduct of any remote caller bingo game shall not exceed
20 37 percent of the gross receipts for that game.
- 21 (3) Progressive prizes are prohibited.
- 22 (4) To claim a prize a player must present a covered or marked tangible card.
- 23 (5) Prizes are to be paid only by check. Organizations may issue a check to the winner at
24 the time of the game, or may send a check to the declared winner by US Postal Service
25 certified mail, return receipt requested.
- 26 (6) The declared winner of a remote caller bingo game shall provide his or her identifying
27 information and mailing address to the onsite manager of the remote caller bingo game.
- 28 (7) Prize money exceeding state and federal exemption limits shall be subject to income
29 tax reporting and withholding and shall be forwarded, within ten business days, to the
30 appropriate state or federal agency on behalf of the winner.
- 31 (f) The following standards related to players shall be in place for each remote caller
32 bingo game.
- 33 (1) No persons under the age of 18 shall be allowed to participate.
- 34 (2) No more than 750 players per site may participate in a game, unless the Governor of
35 California or the President of the United States declares a state of emergency in response
36 to a natural disaster and the net proceeds of the games are donated to or expended
37 exclusively for the relief of the victims of the disaster, in which case the organization
38 must advise the Commission in writing at least ten days prior to conducting the game.
- 39 (3) No person shall be allowed to participate unless the person is physically present at the
40 time and place where the remote caller bingo game is being conducted.
- 41 (4) A player shall not use a card-minding device unless the device is both portable and
42 hand-held.

- 1 ~~(g) The following standards related to game play shall be in place for each remote caller~~
2 ~~bingo game.~~
3 ~~(1) Electronics or video displays shall not be used in connection with the game of bingo,~~
4 ~~except in connection with the caller's drawing of numbers or symbols and the public~~
5 ~~display of that drawing, or Commission-approved card-minding devices.~~
6 ~~(2) The drawing of each ball bearing a number or symbol shall be visible to all players as~~
7 ~~the ball is drawn, including through simultaneous live video feed at remote locations.~~
8 ~~(3) Any game interrupted by a transmission failure, electrical outage, or act of God shall~~
9 ~~be considered void in the location that was affected. A refund for a canceled game or~~
10 ~~games shall be provided to the purchasers.~~
11 ~~(4) The winning cards shall not be known prior to the game by any person participating in~~
12 ~~the playing or operation of the bingo game.~~
13 ~~(5) All preprinted cards shall bear the legend, "For sale or use only in a bingo game~~
14 ~~authorized under California law and pursuant to local ordinance."~~

15
16 NOTE: Authority cited: Sections 19850.5 and 19850.6, Business and Professions Code; and Section 326.3,
17 Penal Code. Reference: Sections 326.3(f), 326.3(g), 326.3(h), 326.3(i)(1)-(3), 326.3(j)(1), 326.3(m),
18 326.3(o) and 326.3(t)(3)-(4), Penal Code; and Section 6500, Family Code.

19
20 **§ 12514. Audits.**

- 21 ~~(a) The Commission shall have the authority to conduct audits of any organization~~
22 ~~engaged in the conduct or cosponsoring of remote caller bingo to ensure compliance with~~
23 ~~Section 326.3 of the Penal Code. The audit may be conducted at any time and prior~~
24 ~~notification is not required. No audit shall be conducted until on or after January 1, 2010.~~
25 ~~(b) Each organization that conducts or cosponsors remote caller bingo shall allow the~~
26 ~~Commission complete access to all records, documents, and files in any form related to~~
27 ~~the conduct or cosponsoring of remote caller bingo and to any personnel involved in the~~
28 ~~conduct or cosponsoring of remote caller bingo.~~
29 ~~(c) The Commission shall have the authority to make copies of any and all documents~~
30 ~~deemed necessary by the auditor to substantiate audit findings.~~
31 ~~(d) Pursuant to subdivision (c) of section 19821 of the Business and Professions Code, all~~
32 ~~information obtained by the Commission during an audit shall be exempt from~~
33 ~~disclosure.~~
34 ~~(e) Each organization that conducts remote caller bingo shall contract with an~~
35 ~~independent California-certified public accountant to conduct an audit of all records at~~
36 ~~least annually. Copies of the audit report shall be provided to the Commission within 120~~
37 ~~days after the close of the organization's fiscal year.~~

38
39 NOTE: Authority cited: Section 19850.6, Business and Professions Code; and Section 326.3(v), Penal
40 Code. Reference: Section 19821(e), Business and Professions Code; and Section 326.3(v), Penal Code.

41
42